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August 15, 2008

Hon. Shira A. Scheindlin
United States District Judge
Southern District of New York
Daniel Patrick Moynihan Courthouse
500 Pearl Street
Room 615
New York, NY 10007

Re *Ernesto and Diana Miranda v. Abex Corp., et al*
NYCAL 08-CV-4231
LPK File No. 08-0002

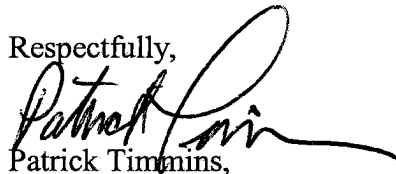
Dear Judge Scheindlin:

Attached please find four Stipulations to Remand and a Proposed Order for Remand of the above-mentioned case to New York State Supreme Court, November 2008, NYCAL Cluster (Index No.: 08-104346).

I have attached signed Stipulations for the four co-defendants who timely filed the removal/joiner notices of this case to the Southern District of New York, under 08-CV-5491. With their consent to Remand, federal subject matter jurisdiction is extinguished.

I am noticing this letter and Proposed Order to all known and remaining defendants.

Respectfully,



Patrick Timmins,
Levy Phillips & Konigsberg

Attachments

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ERNESTO and DIANA MIRANDA, :

Docket No: 08-civ-5491

Plaintiffs, :

- against- :

**STIPULATION AND
ORDER OF REMAND**

LOCKHEED MARTIN CORPORATION, :
et al. :

Defendants. :

:

:

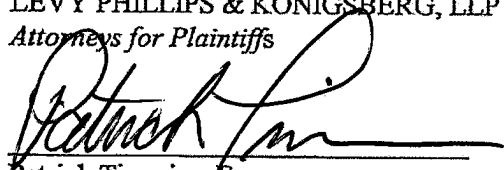
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WHEREAS, Defendant Lockheed Martin Corporation has removed this action; and

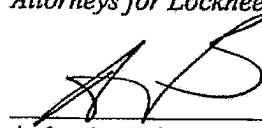
WHEREAS, Lockheed Martin Corporation has now agreed that this action shall be
remanded to the State Court where it was originally filed within the NYCAL 2008 November
Cluster under Index No. 08-104346; and

NOW THEREFORE, it is hereby stipulated and agreed between plaintiffs and Lockheed
Martin Corporation that this action shall be remanded to the State Court where it was originally
filed.

LEVY PHILLIPS & KONIGSBERG, LLP
Attorneys for Plaintiffs


Patrick Timmins, Esq.
800 Third Avenue, 13th Floor
New York, New York 10022
(212) 605-6200

WEINER LESNIAK LLP
Attorneys for Lockheed Martin Corporation


Arthur Bromberg, Esq.
629 Parsippany Road
Parsippany, NJ 07054
(631) 232-6130

Dated:

Dated:

SO ORDERED this _____ day of _____ 2008

Judge Shira A. Scheindlin

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ERNESTO and DIANA MIRANDA, :

Docket No: 08-civ-5491

Plaintiffs, :

- against- :

STIPULATION AND
ORDER OF REMAND

GENERAL DYNAMICS CORPORATION, :
et al. :

Defendants. :

:

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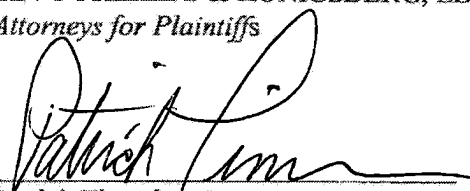
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WHEREAS, Defendant General Dynamics Corporation has removed this action; and

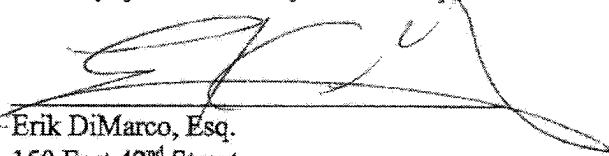
WHEREAS, General Dynamics Corporation has now agreed that this action shall be
remanded to the State Court where it was originally filed within the NYCAL 2008 November
Cluster under Index No. 08-104346; and

NOW THEREFORE, it is hereby stipulated and agreed between plaintiffs and General
Dynamics that this action shall be remanded to the State Court where it was originally filed.

LEVY PHILLIPS & KONIGSBERG, LLP
Attorneys for Plaintiffs


Patrick Timmins, Esq.
800 Third Avenue, 13th Floor
New York, New York 10022
(212) 605-6200

WILSON ELSEER MOSKOWITZ
EDELMAN & DICKER, LLP
Attorneys for General Dynamics Corporation


Erik DiMarco, Esq.
150 East 42nd Street
New York, New York 10017

Dated:

Dated:

SO ORDERED this _____ day of _____ 2008

Judge Shira A. Scheindlin

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
----- X

ERNESTO and DIANA MIRANDA, : Docket No: 08-civ-5491

Plaintiffs, :

- against- :

**STIPULATION AND
ORDER OF REMAND**

THE BOEING COMPANY, :
BOEING INTEGRATED DEFENSE :
SYSTEMS, et al :

Defendants. :
:

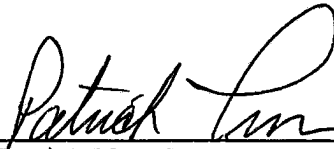
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WHEREAS, Defendant The Boeing Company & Boeing Integrated Defense Systems
have removed this action; and


WHEREAS, The Boeing Company & Boeing Integrated Defense Systems have now
agreed that this action shall be remanded to the State Court where it was originally filed within
the NYCAL 2008 November Cluster under Index No. 08-104346; and

NOW THEREFORE, it is hereby stipulated and agreed between plaintiffs and The
Boeing Company & Boeing Integrated Defense Systems that this action shall be remanded to the
State Court where it was originally filed.

LEVY PHILLIPS & KONIGSBERG, LLP
Attorneys for Plaintiffs


Patrick Timmins, Esq.
800 Third Avenue, 13th Floor
New York, New York 10022
(212) 605-6200

WILSON ELSE MOSKOWITZ
EDELMAN & DICKER, LLP
*Attorneys for The Boeing Company & Boeing
Integrated Defense Systems*


Joseph D'Avanzo, Esq.
3 Gannett Drive
White Plains, New York 10604 Dated:
(914) 323-7001

SO ORDERED this _____ day of _____ 2008

Judge Shira A. Scheindlin

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

----- X

ERNESTO and DIANA MIRANDA, :

Docket No: 08-civ-5491

Plaintiffs, :

- against- :

[PROPOSED] ORDER

LOCKHEED MARTIN CORPORATION, :

et al.

Defendants. :

:

:

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Upon review of the stipulations and agreements to Remand this case to New York State Supreme Court, between Plaintiffs and Defendants, Lockheed Martin Corp; The Boeing Company & Boeing Integrated Defense System; Northrop Grumman Systems Corporation and General Dynamics Corporation

It is ORDERED that this case, Civil Action No. 08-civ-5491 be remanded to the New York State Supreme Court where it was originally filed within the NYCAL 2008 November Cluster, under Index No. 08-104346.

So ORDERED this _____ day of _____, 2008.

Hon. Shira A. Scheindlin